

Docket No. 46342/56000

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT: Y. TOYODA et al.  
 SERIAL NO.: 09/869,098  
 FILED: June 21, 2001  
 FOR: UCP-2 Promoter DNA

#019  
 11-14-01

Assistant Commissioner for Patents  
 Washington, D.C. 20231

Sir:

**PRELIMINARY AMENDMENT**

Please amend the above-identified application as follows:

**In the Specification:**

Marked copies of the specification revisions have been provided in the attached Appendix 1.

Please replace the paragraph at page 7, lines 1-3, with the following paragraph:

-- Figure 2 shows the base sequence of cDNA containing the human UCP  
 - 2 promoter region cloned in Example 1 (continued from Figure 1 to Figure 3). --

Please replace the paragraph at page 23, line 29, to page 24, line 4, with the following paragraph:

-- EcoRI fragment (3.5 kbp) was isolated from the genomic human UCP-2 DNA and blunted using Blunting High Kit (TOYOBO Co.), and then ligated to SmaI-digested pGL3 - Basic plasmid DNA. Following the above procedure, human UCP - 2 promoter/luciferase vector (pGL3-UCP2) was constructed in which the base number 1 - 3505 shown in Figures 1 to 6 was inserted into pGL3 - Basic vector. The constructed human UCP-2 promoter/luciferase vector was transiently transfected in

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